

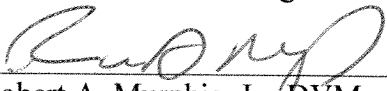
Memorandum of Agreement between ACAH, LLC and
the James City Service Authority for
Water Conservation Standards

September 11, 2007, REVISED January 11, 2008
Anderson's Corner Animal Hospital
James City County Case: SUP-0014-2007, SP-0021-2007

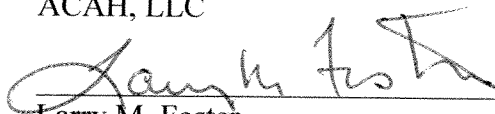
ACAH, LLC agrees to the following practices and limitations with respect to water conservation efforts for the proposed animal hospital located at 8391 Richmond Road.

1. ACAH, LLC agrees to select native, drought tolerant, and low water use species consistent with the recommended plant list suggested by the JCSA and/or other species satisfying this intent, as prescribed by a certified landscape professional recognized by the Commonwealth of Virginia.
2. ACAH, LLC agrees wherever possible, existing trees and vegetation shall be retained.
3. ACAH, LLC agrees that trees to be located within turf areas shall be mulched at a minimum depth of two to three inches.
4. ACAH, LLC agrees previously existing vegetation shall not be irrigated.
5. ACAH, LLC agrees while no irrigation system is planned for the subject property, should irrigation be required for the future such measures will be followed. Any such system will be limited to the turf and landscaped areas at the main entrance. Water for turf and landscaped areas at the main entrance shall come from surface water and/or stormwater collection facilities. If surface water and/or stormwater collection facilities cannot provide sufficient water, the General Manager of the JCSA may, in writing, approve a shallow (less than 100 feet) irrigation well." System shall include rain sensor installed at the time of installation. Landscape beds will be irrigated by low volume drip or micro-irrigation.
6. ACAH, LLC agrees to honor and support the efforts of the James City County Service Authority during periods of water crisis, water restricted use periods and drought.
7. ACAH, LLC agrees hot water heaters shall be water efficient models.
8. ACAH, LLC agrees tank toilets shall be installed in lieu of flush valve toilet systems.

This memorandum of agreement has been reviewed and agreed to by the undersigned parties:


Robert A. Murphie, Jr., DVM
ACAH, LLC

11/11/08
Date


Larry M. Foster
General Manager, JCSA

1/29/08
Date